

## Certification under 37 C.F.R 1.10 (if applicable)


EV 7573725833 US

"Express Mail" mailing number

17 October 2008

Date of Deposit

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated and is addressed to the Commissioner of Patents and Trademarks, MS PCT, P.O. Box 1450, Alexandria, VA 22313-1450.

Curtis L. Schrandt**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (R/EO)**

Applicant(s) : EVANS, Donald L. et al.  
Application No. : 10/588,417  
Application Filed : 04 August 2006  
Nat'l Stage of App. No. : PCT/US2005/05398  
Filed : 18 February 2005  
FOR : Novel Teleost Derived Antimicrobial Polypeptides  
Attorney Docket No. : G25-085US Nat

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MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO COMPLY AND  
TRANSMITTAL OF SEQUENCE LISTING**

S I R:

In response to an official notice to furnish a sequence listing, mailed 07 October 2008 in the above-identified application (copy included), the applicant encloses herewith a paper copy of a Sequence Listing under 37 C.F.R. § 1.821(c), and a copy of said Sequence Listing in computer readable form on diskette in accordance with the requirements of 37 C.F.R. §§ 1.821, 1.822 and/or 1.823. The applicant requests that the application be amended and that the enclosed sequence listing be entered in the application.

STATEMENT UNDER 37 C.F.R. § 1.821(f): The enclosed sequence listing information recorded on diskette in computer readable form is identical to the written sequence listing. No new matter has been added.

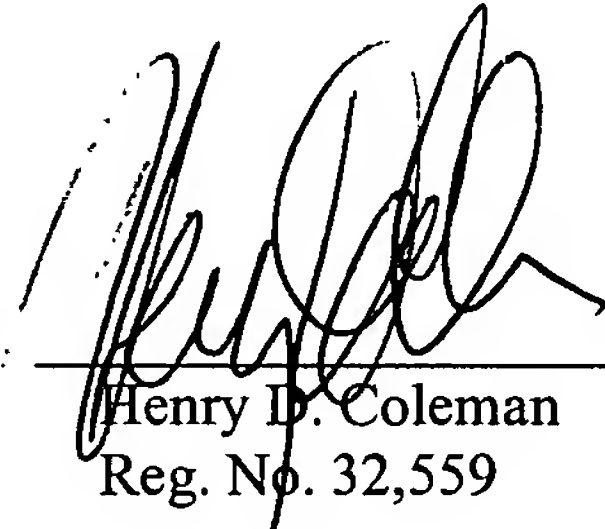
Please charge any fees due in connection with this communication to Deposit Account No. 04-0838. A copy of this transmission letter is enclosed herewith for deposit account charging purposes.

Respectfully submitted,

COLEMAN SUDOL SAPONE, P.C.

Dated: October 16, 2008

By:



Henry D. Coleman  
Reg. No. 32,559

714 Colorado Avenue  
Bridgeport, CT 06605-1601  
(203) 366-3560

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Curtis L. Schrandt



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# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/588,417	Donald L. Evans	G25-085US Nat

28156

COLEMAN SUDOL SAPONE, P.C.  
714 COLORADO AVENUE  
BRIDGE PORT, CT 06605-1601

**RECEIVED**  
**OCT 09 2008**  
COLEMAN SUDOL SAPONE, P.C.

INTERNATIONAL APPLICATION NO.	
PCT/US2005/005398	
I.A. FILING DATE	PRIORITY DATE
02/18/2005	02/18/2004

**CONFIRMATION NO. 8422**  
**371 FORMALITIES LETTER**



Date Mailed: 10/07/2008

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to comply with the sequence rules, 37 CFR §§ 1.821-1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 CFR § 1.821(g). Extension of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR § 1.136. In no case may an applicant extend the period for response beyond the six-month statutory period. Direct the response to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application.** Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

CHARITTA A SHELTON

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Telephone: (703) 308-9140 EXT 207